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Attorney for Claimant, Barry Mack

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

_____)	
In re:)	Case No.: 12-12020 (MG)
)	
RESIDENTIAL CAPITAL, LLC, et al.)	Chapter 11
)	
Debtors.)	Jointly Administered
)	
_____)	

**CREDITOR BARRY MACK'S NOTICE OF APPEAL AND STATEMENT OF
ELECTION**

Part 1: Identify the appellant

1. Name of the appellant: BARRY F. MACK.
2. Position of appellant in the adversary proceeding or bankruptcy case that is the subject of this appeal: CLAIMANT.

Part 2: Identify the subject of this appeal

1. Describe the judgment, order or decree appealed from: MEMORANDUM
OPINION AND ORDER SUSTAINING THE RESCAP BORROWER CLAIMS
TRUST'S OBJECTION TO PROOF OF CLAIM NO. 386 FILED BY BARRY AND CHERYL
MACK (Docket No. 8969).
2. State the date on which the judgment, order or decree was entered: AUGUST 4,
2015.

Part 3: Identify the other parties to the appeal

1. Party: BARRY F. MACK

Attorney: DAVID F. GARBER, DAVID F. GARBER, P.A., 2800 DAVIS
BOULEVARD, SUITE 211, NAPLES, FLORIDA 34104,
DAVIDFGARBERPA@GMAIL.COM.

Party: RESCAP BORROWER CLAIMS TRUST

Attorney: ADAM LEWIS, MORRISON FOERSTER, 425 MARKET STREET,
SAN FRANCISCO, CALIFORNIA 94105, ALEWIS@MOFO.COM.

Part 4. Optional election to have appeal heard by District Court

Appellant elects to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel.

DATED this 13th day of August, 2015.

/s/ David F. Garber
David F. Garber, Esq.
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